

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MIRKIN,

Plaintiff(s)

-against-

WINSTON RESOURCES,

Defendant(s).  
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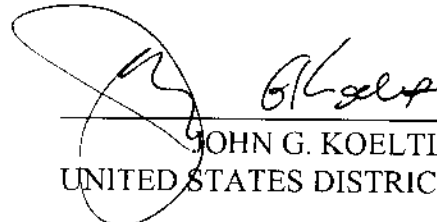
07 civ 2734 (JGK)

ORDER OF DISCONTINUANCE

It having been reported to this Court that the parties have settled this action,

It is, on this 24<sup>TH</sup> day of **July**, 2009, hereby ordered that this matter be discontinued with prejudice but without costs; provided, however, that within **30** days of the date of this order, counsel for the plaintiff may apply by letter for restoration of the action to the calendar of the undersigned, in which event the action will be restored.

SO ORDERED.

  
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JOHN G. KOELTL  
UNITED STATES DISTRICT JUDGE

Dated: New York, New York  
July 24, 2009